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6 IN THE UNITED STATES DISTRICT COURT

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FOR THE NORTHERN DISTRICT OF CALIFORNIA

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EMILIO J. VILLANUEVA, et al.,

No. C 11-06712 JSW

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Plaintiffs,

**ORDER RE POST-JUDGMENT  
FILING**

11

v.

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COUNTRYWIDE HOME LOANS, et al.,

13

Defendants.

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On May 4, 2012, the Court issued an Order granting Defendants' motion to dismiss and granting Plaintiffs one *final* opportunity to amend their complaint. Plaintiffs' amended complaint was due by June 1, 2012. On June 1, 2012, the Plaintiffs filed a document which the Court liberally construed as their amended complaint and which failed to rectify the deficiencies identified by the Court in the Order dated May 4, 2012. Plaintiffs amended complaint was largely incomprehensible, and it was impossible to discern any of the essential details of the events that triggered the lawsuit. Thus, the Court could not discern the nature of the federal question involved, if any, or whether Plaintiffs could demonstrate that there is complete diversity, meaning that the parties are citizens of different states, and that the amount at issue exceeds \$75,000. Accordingly, on June 4, 2012, the Court dismissed the case with prejudice and entered judgment.

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On or about November 27, 2012, Plaintiffs filed another document that is as incomprehensible as the putative amended complaint. To the extent Plaintiffs are asking the Court to vacate the judgment entered on June 4, 2012, that request is DENIED on the basis that

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1 Plaintiffs have not presented a legally or factually cognizable argument in support of such a  
2 motion.

3 **IT IS SO ORDERED.**

4 Dated: December 4, 2012

  
5 JEFFREY S. WHITE  
6 UNITED STATES DISTRICT JUDGE

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1 UNITED STATES DISTRICT COURT  
2 FOR THE  
3 NORTHERN DISTRICT OF CALIFORNIA

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5 VILLANUEVA et al,

6 Case Number: CV11-06712 JSW

7 Plaintiff,

**CERTIFICATE OF SERVICE**

8 v.

9 COUNTRYWIDE HOME LOANS et al,

10 Defendant.

11 /

12 I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S.  
13 District Court, Northern District of California.

14 That on December 4, 2012, I SERVED a true and correct copy(ies) of the attached, by  
15 placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter  
16 listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an  
17 inter-office delivery receptacle located in the Clerk's office.

18 David Wynn Miller  
19 5166 North 63  
20 Milwaukee, WI 53218

21 Emilio J. Villanueva  
22 Jean H. Villanueva  
23 Vera C. H. Villanueva  
24 3282 Red Leaf Court  
25 Hayward, CA 94542

26 Dated: December 4, 2012

*Jennifer Ottolini*

27 Richard W. Wieking, Clerk  
28 By: Jennifer Ottolini, Deputy Clerk